

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|--------------------------------------|---|-----------------|----------------|
| First Applicant: | Lisa Selsam Beavers | Group Art Unit: | 1624 |
| Serial No.: | 10/598,262 | Examiner: | Erich A Leeser |
| Application Date: | February 22, 2005 | Conf No.: | 2054 |
| US Nat'l Entry Date (if applicable): | August 23, 2006 | | |
| For: | HISTAMINE H3 RECEPTOR ANTAGONISTS, PREPARATION AND THERAPEUTIC USES | | |
| Docket No.: | X16648 | | |

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Introductory Comments:

The applicants provide the following in response to the Office action of July 22, 2009. The shortened statutory period for reply was set to expire at one month and fell on August 22, 2009 which is a Saturday. This response is being filed on the following Monday August 24, 2009, thus Applicants believe no extension of time is required. However, should any fee deficiency exist for the present application the Examiner is authorized to charge the required fee to Deposit Account Number 05-0840 in the name of Eli Lilly and Company. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.